

**REMARKS**

Applicants acknowledge with appreciation that Claim 48 was indicated to be allowed in the Office Action to which this Amendment responds.

Applicants respectfully traverse the rejection of Claims 35 and 49-55 under 35 U.S.C. Section 112, however, to remove issues from this case and advance its prosecution, Applicants have cancelled Claim 35 and 49-55 with this Amendment.

Applicants respectfully request that a timely Notice of Allowance be issued in this case for Claim 48 which the Office Action has indicated to be allowed.

Respectfully submitted,

By Raymond J. Harmuth  
Raymond J. Harmuth  
Attorney for Appellants  
Reg. No. 33,896

Bayer CropScience LP  
100 Bayer Road  
Pittsburgh, Pennsylvania 15205-9741  
PHONE: (412) 777-3916  
FACSIMILE PHONE NUMBER:  
412-777-3902  
s/rmc/rjh/0161